IN THE HIGH COURT OF JUDICATURE AT BOMBAY

ORDINARY ORIGINAL CIVIL JURISDICTION

CHAMBER SUMMONS NO.839 OF 2005
IN
SUIT NO.201 OF 1985

Central Bank of India ..Plaintiffs

Vs.

Allied Finance P.Ltd.and Ors. ..Defendants

Mr.A.Joshi i/b M/s.Mulla & Mulla & Craigie Blunt and Caroe for the plaintiffs

None for the defendants

CORAM : S.U.KAMDAR, J

DATED : 19TH JULY 2005

P.C.:

. The present Chamber Summons has been taken out for seeking leave to bring secondary documents in evidence. An affidavit has been filed by an Officer of the plaintiff bank on 4.7.05 interalia stating that the original documents were lying in Bank. The same has been lost and are not traceable. He has further stated that inspite of diligent search, he could not find the whereabouts of the documents. He has stated that inspection of

the original documents was given to the other side but the same were lost. He has produced xerox copies of the same. Chamber Summons is served. Affidavit of Service dt.12.07.05 is taken on record. From the affidavit of service it is clear that defendant no.1 is evading service and giving new addresses at each time. In view thereof, Chamber Summons is treated as served. Chamber Summons is made absolute in terms of prayer clause (a).